

# SIEMENS

PATENT

Attorney Docket No. 2002P03767WOUS

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Inventor:	R. Neuhaus et al.	)	Group Art Unit:	2154
		)		
Serial No.:	10/520,681	)	Examiner:	A. Patel
		)		
Filed:	January 07, 2005	)	Conf. No:	5198

Title: COMMUNICATION NETWORK COMPRISING COMMUNICATION COMPONENTS HAVING CLIENT AND SERVER FUNCTIONALITIES AND SEARCH FUNCTIONS

**Attention: Office of PCT Legal Administration  
Commissioner For Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**

Sir:

DECLARATION BY TRACEY DANIEL IN SUPPORT OF  
REQUEST FOR RECONSIDERATION OF  
PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED  
UNAVOIDABLY UNDER 37 CFR 1.137(a)

1. I, Tracey A. Daniel, a citizen of the United States, hereby declare and state as follows:
2. I am currently part of the Legal Administration Support within the Intellectual Property Law department of Siemens Corporation. I have been in this position for 13 years.

3. As part of my duties as the Patent Assistant, I am responsible for receiving and docketing all incoming office actions from the United States Patent & Trademark Office (“Office”).

4. To the best of my knowledge, the Office communication for Serial No. 10/520,681 mailed April 15, 2008 was not received by me or any other Siemens Corporation employee. A search of the file jacket and docket record where the non-received Office communication would have been stored and entered was made and the search indicates that the Office communication was not received. In particular, I reviewed the docket and electronic file jacket and Janet D. Hood (agent of record) informed me that she personally reviewed the physical file jacket.

5. A copy of the docket record where the non-received Office communication would have been entered had it been received and docketed, is attached hereto.

6. To the best of my knowledge, there are no circumstances that point to a conclusion that the Office communication may have been lost after receipt rather than a conclusion that the Office communication was lost in the mail.

7. All statements made herein of my own knowledge are true, and all statements made of information and belief are believed true. I acknowledge that willful false statements and the like are punishable by fine or imprisonment, or both and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Dated: 1-30-09

By: Tracey A. Daniel  
Tracey A. Daniel